

RCE/2123#
#31
C. R. Jones
3/12/02

S&H Form: PTO/SB/30 (2/01)

REQUEST FOR CONTINUED EXAMINATION (RCE)

TRANSMITTAL

(INCLUDING FILING FEE AND/OR PETITION FOR
EXTENSION OF TIME FEE)

Subsection (b) of 35 U.S.C. §132, effective May 29, 2000
provides for continued examination of a utility or plant application
filed on or after June 8, 1995.
See The American Inventors Protection Act of 1999 (AIPA)

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Technology Center 2100

To: Assistant Commissioner for Patents Box RCE Washington, DC 20231		Attorney Docket No.: 21.1837	
First Named Inventor	Munetaka TAKEUCHI, et al.		
Application No.	08/889,440	Group Art Unit	2123
Filing Date	July 8, 1997	Examiner	H. Jones
CPA Filing Date		Confirmation No	3473
Title of Invention	APPARATUS AND METHOD FOR SIMULATING PHENOMENA OF A PARTICLE OF SUBSTRATE PARTICLES AND ADSORBATE PARTICLES		

This is a Request for Continued Examination (RCE) under 37 C.F.R. §1.114 of the above-identified application.

NOTE: 37 C.F.R. §1.114 is effective on May 29, 2000. If the above-identified application was filed prior to May 29, 2000, applicant may wish to consider filing a continued prosecution application (CPA) under 37 C.F.R. §1.53(d) (PTO/SB/29) instead of a RCE to be eligible for the patent term adjustment provisions of the AIPA. See Changes to Application Examination and Provisional Application Practice, Interim Rule, 65 Fed. Reg. 14865 (March 20, 2000), 1233 Off. Gaz. Pat. Office 47 (Apr. 11, 2000), which established RCE practice.

1.

Submission required under 37 C.F.R. §1.114 (Box a or b must be completed)

- a. ☒ Previously submitted
- i. ☒ Consider the amendment(s)/reply under 37 C.F.R. § 1.116 previously filed on February 21, 2001
(Any unentered amendment(s) referred to above will be entered).
- ii. ☐ Consider the arguments in the Appeal Brief or Reply Brief previously filed on
- iii. ☐ Other
- b. ☐ Enclosed
- i. ☐ Amendment/Reply
- ii. ☐ Affidavit(s)/Declaration(s)
- iii. ☐ Information Disclosure Statement (IDS)
- iv. ☐ Other

03/13/2002 JADD01

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01 FC:179
02 FC:117

740.00 OP
520.00 OP

2.

Miscellaneous

- a. ☐ Suspension of action on the above-identified application is requested under 37 C.F.R. §103(c) for a period of months. (Period of suspension shall not exceed 3 months; Fee under 37 C.F.R. §1.17(i) required).
- b. ☐ Other

	BASIC FEE	\$ 740.00
Since an Official Action set an <u>original</u> due date of <u>December 24, 2001</u> , and a petition for a two month extension of time was filed on February 21, 2002, petition is hereby made for an additional month extension of time to cover the date this RCE is filed, for which the requisite fee is enclosed \$920 less \$400 already paid (1 month (\$110); 2 months (\$400); 3 months (\$920); 4 months (\$1,440); 5 months (\$1,960)):		520.00
Suspension Fee (\$130.00)		
Total of above Calculations =		\$ 1260.00
Reduction by 50% for filing by small entity (Note 37 C.F.R. 1.9, 1.27, 1.28).		
TOTAL FEES DUE =		\$ 1260.00
4. <input type="checkbox"/> Small entity status: a. <input type="checkbox"/> Verified Statement Claiming Small Entity Status. b. <input type="checkbox"/> A Verified Statement Claiming Small Entity Status was previously filed and such status is still proper and desired. c. <input type="checkbox"/> is no longer claimed. 5. <input type="checkbox"/> Other:		
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6. METHOD OF PAYMENT		
<input checked="" type="checkbox"/> A check in the amount of \$ <u>\$1260.00</u> is enclosed. <input type="checkbox"/> Charge "TOTAL FEES DUE" to Deposit Account No. 19-3935. (A duplicate copy of this form is enclosed.)		
7. GENERAL AUTHORIZATION		
<input checked="" type="checkbox"/> The Commissioner is hereby authorized to credit any overpayment or charge any additional fees under 37 C.F.R. 1.16 (filing fees) or 37 C.F.R. 1.17 (processing fees) during the prosecution of this application and of any related application(s) claiming benefit hereof pursuant to 35 U.S.C. §120 to maintain pendency hereof and of any such related application to: Deposit Account No. 19-3935.		
8. CORRESPONDENCE ADDRESS		
STAAS & HALSEY LLP  21171 <small>PATENT TRADEMARK OFFICE</small>		
9. SIGNATURE OF ATTORNEY OR AGENT REQUIRED		
NAME	Paul I. Kravetz	REGISTRATION NO. 35,230
SIGNATURE		DATE <u>March 12, 2002</u>